

In the United States Bankruptcy Court
for the Southern District of Georgia

In the matter of:

SCOTT L. SHERMAN
MARGARET L. SHERMAN
Debtor(s)

Chapter 13 Case

Number 10-21577

AMENDED
CHAPTER 13 PLAN AND MOTION
[General Order 2005-3 Approved Form]

1. Debtor(s) shall pay to the Trustee the sum of \$ 432.00 for the applicable commitment period of:
☐ 60 months; or
☒ a minimum of 36 months. § 1325(b)(4). (If applicable include the following): These plan payments change to \$ _____ monthly on _____, 20__.
2. From the payments so received, the Trustee shall make disbursements as follows:
- (a) The Trustee percentage fee as set by the United States Trustee.
- (b) Attorney fees allowed pursuant to § 507(a)(2) of \$ 2300.00 to be paid in accordance with applicable General Orders of this Court.
- (c) Other § 507 claims, unless provided for otherwise in the plan will be paid in full over the life of the plan as funds become available in the order specified by law.
- (d) ☐ Monthly payments according to the contract on the following long-term debts. § 1322(b)(5). (Payments which become due after the filing of the petition but before the month of the first payment designated here will be added to the pre-petition arrearage claim):

CREDITOR	MONTH OF FIRST TRUSTEE PAYMENT	INITIAL MONTHLY PAYMENT
NONE		

IN THE ALTERNATIVE:

- ☒ Debtor will make post-petition payments direct to creditor according to the contract on the following long-term debts:

CREDITOR	1 st MTG	INITIAL MONTHLY PAYMENT	DUE
BANK of America	1 st MTG	1151.96	December 1, 2010
BANK of America	2 nd MTG	129.29	December 15, 2010

- (e) Fully Secured Allowed Claims and Executory Contracts as set forth below:

CREDITOR	COLLATERAL	ESTIMATED CLAIM	INTEREST RATE	MONTHLY PAYMENT
WELLS Fargo	2004 Yukon	13787	5%	261.00

- (f) Undersecured Allowed Claims. Debtor moves to value the collateral partially securing the following claims pursuant to § 506 and provide payment in satisfaction of those claims as set forth below:

CREDITOR	COLLATERAL	VALUATION	INTEREST RATE	MONTHLY PAYMENT
NONE				

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(g) Cure payments on allowed prepetition arrearage claims set forth below. § 1322(b)(5):

<u>CREDITOR</u>		<u>ESTIMATED PREPETITION CLAIM</u>
BANK of America	1st mtg	4,607.84

(h) The following unsecured allowed claims are classified to be paid at 100% ☐ with interest at ____%; ☐ without interest.

NONE

(i) Allowed general unsecured claims, including the unsecured portion of any bifurcated claims provided for in ¶ 2(f) or 6, will be paid a 0% dividend or a prorata share of \$ 0, whichever is greater.3. Debtor will make § 1326(a)(1) pre-confirmation lease and adequate protection payments on allowed claims of the following creditors: ☐ Direct to the Creditor; or ☒ To the Trustee

<u>CREDITOR</u>	<u>ADEQUATE PROTECTION OR LEASE PAYMENT AMOUNT</u>
BANK of America	46
WELLS FARGO	138

4. Debtor will pay all post-petition domestic support obligations direct to the holder of such claim identified here. § 101(14A). Debtor requests Trustee to provide the statutory notice of § 1302(d) to these claimants.

<u>CREDITOR</u>	<u>ADDRESS</u>
NONE	

5. Pursuant to 11 U.S.C. § 522(f), debtor moves to avoid the liens of the following creditors, upon confirmation but subject to § 349, with respect to the property described below:

<u>CREDITOR</u>	<u>PROPERTY</u>
NONE	

6. The following collateral is surrendered to the creditor to satisfy the secured claim to the extent shown below:

<u>CREDITOR</u>	<u>DESCRIPTION OF COLLATERAL</u>	<u>AMOUNT OF CLAIM SATISFIED</u>
NONE		

7. Holders of allowed secured claims shall retain the liens securing said claims to the full extent provided by § 1325(a)(5).

8. Other provisions:

DEBTORS HAVE PAID FILING FEE

9. The amount, and secured or unsecured status, of claims disclosed in this Plan are based upon debtor's best estimate and belief. An allowed proof of claim will supercede those estimated claims. Objections to claims may be filed before or after confirmation. Debtor will increase payments in the amount necessary to fund allowed claims as this Plan proposes, after notice from the Trustee and a hearing if necessary, unless a Plan Modification is approved.

Dated

February 4, 2011Scott L. Sherman DebtorM. Sherman Debtor

MARGARET L. SHERMAN

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF GEORGIA
Brunswick DIVISION

In the matter of:

Scott L. Sherman

MARGARET L. SHERMAN
Debtor(s)

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Chapter 13

Case Number 10-21577

CERTIFICATE OF SERVICE

This is to certify that I, Victoria Renee Weiss, Attorney for the Debtor(s) in the foregoing matter, have this day served the following parties with a copy of the following Amended Documents

- | | |
|---|---|
| <input type="checkbox"/> Voluntary Petition | <input type="checkbox"/> Schedule H - Codebtors |
| <input type="checkbox"/> Summary of Schedules | <input type="checkbox"/> Schedule I - Current Income |
| <input type="checkbox"/> Schedule A - Real Property | <input type="checkbox"/> Schedule J - Current Expenditures |
| <input type="checkbox"/> Schedule B - Personal Property | <input type="checkbox"/> Declaration Concerning Debtor's Schedules |
| <input type="checkbox"/> Schedule C - Property Claimed as Exempt | <input type="checkbox"/> Statement of Financial Affairs |
| <input type="checkbox"/> Schedule D - Creditors - Secured Claims | <input type="checkbox"/> Disclosure of Attorney Compensation |
| <input type="checkbox"/> Schedule E - Creditors - Unsecured Priority | <input type="checkbox"/> Chapter 7 Debtor's Statement of Intention |
| <input type="checkbox"/> Schedule F - Creditors Unsecured Nonpriority | <input checked="" type="checkbox"/> Chapter 13 Plan and |
| <input type="checkbox"/> Schedule G - Executory Contracts/ Leases | <input type="checkbox"/> Debtor(s) Original Verification to the Amended Documents |
| | <input type="checkbox"/> Means Test |
| | <input type="checkbox"/> |

by:

electronic filing through the ECF Bankruptcy Filing System to the following:

- ☒ M. Elaina Massey Chapter 13 Trustee ecf@ch13bwk.com
- ☐ Michael R. Souther - Chapter 7 Trustee Ga41@ecfcbis.com
- ☐ Office of the United States Trustee Ustpreion21.sv.ecf@usdoj.gov
- ☐ Attorney for Creditor

This 4th day of FEBRUARY 2011

Victoria Renee Weiss
Victoria Renee Weiss
Attorney For Debtors
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Georgia State Bar No. 746486